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MTS-520US1

**SPECIAL PROCEDURES SUBMISSION**

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln. No: 09/588,364  
 Applicants: Mitsuaki OSHIMA, et al.  
 Filed: June 2, 2000  
 Title: MARK FORMING APPARATUS, METHOD OF FORMING LASER MARK  
       ON OPTICAL DISK, REPRODUCING APPARATUS, OPTICAL DISK  
       AND METHOD OF PRODUCING OPTICAL DISK  
 TC/A.U.: 2134  
 Examiner: Paul E. Callahan  
 Confirmation No.: 8366  
 Docket No.: MTS-520US1  
 Issue Fee Paid: January 9, 2004  
 Issue Date: Not Assigned/Posted

**RECEIVED**

OCT 20 2004

OFFICE OF PETITIONS

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 (RP) submitted herewith. A copy of the references listed on the 1449 form is enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

The following reference is not in the English language:

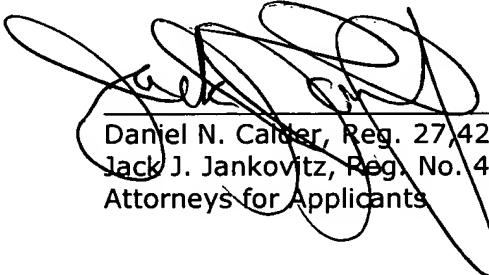
- 1) JP 01-243237

Reference 1) includes an English language abstract and was cited by a foreign patent examining authority in connection with the examination of a counterpart of the above identified application. A copy of this English language search report, indicating the degree of relevance determined by the foreign patent office is submitted herewith. MPEP 609 IIIA(3), second paragraph.

A copy of Reference US 5,050,150 was cited in a Form PTO-892 attached to an Office Action dated March 22, 2001, and a copy of Reference EP 0549488 was cited in an Information Disclosure Statement filed May 23, 2003.

This Information Disclosure Statement is being filed concurrently with a Request for Continued Examination under 37 CFR 1.114.

Respectfully submitted,



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Jack J. Jankovitz, Reg. No. 42,690  
Attorneys for Applicants

JJJ/fp

Enclosures: PTO Form 1449 (2 sheets)  
Search Report  
(#2) References  
Transmittal Form  
Fee Transmittal  
Credit Card Payment Form

Dated: October 20, 2004

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